

**12055. Adulteration of butter. U. S. v. 11 Boxes (704 pounds) \* \* \*. (F. D. C. No. 22673. Sample No. 77103-H.)**

**LIBEL FILED:** January 27, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about January 16, 1947, by the Griggs County Creamery, from Cooperstown, N. Dak.

**PRODUCT:** 11 64-pound boxes of butter at Chicago, Ill.

**LABEL, IN PART:** "Creamery Butter Distributed by 31 Meadowlands Creameries Inc., Chicago, Illinois."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** April 14, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed. On April 18, 1947, the decree was amended to permit use of the product for human food.

**12056. Adulteration of butter. U. S. v. 52 Cartons \* \* \* (and 1 other seizure action; 4,288 pounds total). (F. D. C. Nos. 22676, 22889. Sample Nos. 53173-H, 53835-H.)**

**LIBELS FILED:** February 3, 1947, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about June 7 and 11, 1946, by Wayne Dairy, from Richmond, Ind.

**PRODUCT:** 67 64-pound cartons of butter at Cincinnati, Ohio.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** March 10, 1947. Wayne Dairy Products, Inc., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond, conditioned that it be reworked under the supervision of the Food and Drug Administration.

**12057. Adulteration of butter. U. S. v. 25 Cartons (1,600 pounds) \* \* \*. (F. D. C. No. 22677. Sample Nos. 53175-H, 53836-H.)**

**LIBEL FILED:** January 31, 1947, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about July 12, 1946, by the S. S. Borden Co., from Chicago, Ill.

**PRODUCT:** 25 64-pound cartons of butter at Cincinnati, Ohio.

**LABEL, IN PART:** "Creamery Butter Distributed by Meadowlands Creameries, Inc., Chicago, Illinois."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** March 14, 1947. The Tri-State Butter Co., Cincinnati, Ohio, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reworked in order to comply with the law, under the supervision of the Food and Drug Administration.

**12058. Adulteration of butter. U. S. v. 26 Cubes (1,664 pounds) \* \* \*. (F. D. C. No. 22678. Sample Nos. 81536-H, 81541-H.)**

**LIBEL FILED:** January 21, 1947, District of Oregon.

**ALLEGED SHIPMENT:** On or about December 31, 1946, by Swift & Co., from New Rockford, N. Dak.

**PRODUCT:** 26 64-pound cubes of butter at Portland, Oreg.

**LABEL, IN PART:** Butter Maddock Co-Op. Creamery."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), the product contained less than 80 percent by weight of milk fat.

**DISPOSITION:** February 25, 1947. Swift & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reworked under the supervision of the Food and Drug Administration.

**12059. Adulteration and misbranding of butter. U. S. v. Aro Creamery Co. Plea of guilty. Fine, \$500. (F. D. C. No. 22103. Sample No. 40075-H.)**

**INFORMATION FILED:** June 23, 1947, Eastern District of Missouri, against the Aro Creamery Co., a corporation, St. Louis, Mo.

**ALLEGED SHIPMENT:** On or about January 13, 1947, from the State of Missouri into the State of Illinois.

**LABEL, IN PART:** "¼ Lb. Net Weight."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, milk fat, had been omitted from the food; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents, in that the label bore the statement "¼ Lb. Net Weight," which statement was inaccurate since the prints contained less than ¼ pound net weight of the product.

**DISPOSITION:** July 14, 1947. A plea of guilty having been entered on behalf of the defendant, a fine of \$500 was imposed.

**12060. Adulteration and misbranding of butter. U. S. v. 2 Cases \* \* \*.**  
(F. D. C. No. 22674. Sample No. 40075-H.)

**LABEL FILED:** January 23, 1947, Southern District of Illinois.

**ALLEGED SHIPMENT:** On or about January 13, 1947, by the Aro Creamery Co., from St. Louis, Mo.

**PRODUCT:** 2 30-pound cases of butter at Granite City, Ill. The product was low in milk fat and was short-weight.

**LABEL, IN PART:** (Print) "¼ Lb. Net Weight."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding, Section 403 (e) (2), the package failed to bear an accurate statement of the quantity of the contents.

**DISPOSITION:** March 10, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

**12061. Misbranding of butter. U. S. v. 25 Cartons, etc. (1,280 pounds total).**  
(F. D. C. No. 22270. Sample Nos. 53559-H, 53560-H.)

**LABEL FILED:** On or about December 30, 1946, Eastern District of Tennessee.

**ALLEGED SHIPMENT:** On or about December 16, 1946, by Armour Creameries, from Louisville, Ky.

**PRODUCT:** 25 cartons and 15 cases, each containing 32 1-pound packages, of butter at Knoxville, Tenn.

**LABEL, IN PART:** "Armour Cloverbloom Butter One Pound Net Weight," or "1 Lb. Net Weight \* \* \* Creamery Butter."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2). (The product was short-weight.)

**DISPOSITION:** February 4, 1947. Armour & Co. having entered an appearance in the case, and the court having found the product to be misbranded because of a discrepancy between the actual and the declared weight, judgment was entered ordering that the product be released under bond for reprocessing under the supervision of the Food and Drug Administration.

**12062. Misbranding of butter. U. S. v. 3 Cases \* \* \*.** (F. D. C. No. 22269. Sample No. 40077-H.)

**LABEL FILED:** January 22, 1947, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about January 17, 1947, by the Litchfield Creamery Co., from Litchfield, Ill.

**PRODUCT:** 3 30-pound cases of butter at St. Louis, Mo. Examination showed that the product was short-weight.

**LABEL, IN PART:** (Wrapper) "Creamery Butter 4 Oz. Net Weight."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the package failed to bear an accurate statement of the quantity of the contents.

**DISPOSITION:** February 19, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable organization.